

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
) ET Docket No. 19-138
Use of the 5.850-5.925 GHz Band)

SECOND ERRATUM

Released: February 9, 2021

By the Acting Chief, Office of Engineering and Technology:

On November 20, 2020, the Commission released a *First Report and Order, Further Notice of Proposed Rulemaking, and Order of Proposed Modification*, FCC 20-164, in the above-captioned proceeding. This Second Erratum amends the *First Report and Order*, the *Further Notice of Proposed Rulemaking*, and Appendices A and B as indicated below:

1. In Paragraph 61, replace “5.850-5.925” with “5.850-5.895.”
2. In Paragraph 76, replace “inference” with “interference.”
3. In Paragraph 177, in the second sentence, replace the phrase “same power levels as U-NII-4 devices” with “same power levels as U-NII-3 devices.”

The **Final Rules** in **APPENDIX A** are corrected as follows:

4. Paragraph 3 is corrected to read as follows:
“3. Amend section 15.403 by revising the definitions for “Indoor Access Point,” “Subordinate Device,” and “U-NII devices” to read as follows:”.
5. Below Paragraph 6, add the inadvertently omitted section heading “§ 90.20 Public Safety Pool” and the frequency table in paragraph (c)(3) to include the revised frequency “5895-5925” as follows:

§ 90.20 Public Safety Pool.

* * * * *

(c) * * *

(3) * * *

| Frequency or band | Class of station(s) | Limitations | Coordinator |
|-------------------|---------------------|-------------|-----------------|
| * * * * * | * * * * * | * * * * * | * * * * * |
| 5895-5925 | Base or mobile | 86 | Not applicable. |
| * * * * * | * * * * * | * * * * * | * * * * * |

6. Below paragraph 7, add the inadvertently omitted section heading “§ 90.35 Industrial/Business Pool” and the frequency table in paragraph (b)(3) to include the revised frequency as follows:

§ 90.35 Industrial/Business Pool.

* * * * *

(b) * * *

(3) * * *

| Frequency or band | Class of station(s) | Limitations | Coordinator |
|-------------------|---------------------|-------------|-----------------|
| * * * * * | * * * * * | * * * * * | * * * * * |
| 5895-5925 |do | 90, 91 | Not applicable. |
| * * * * * | * * * * * | | * * * * * |

7. In Paragraph (j)(16) of section 90.175 replace “GHz” with “MHz.”
 8. In Paragraph (2) of section 90.203 is corrected by replacing “[Insert date of DSRC sunset]” with “[INSERT DATE ONE YEAR PLUS 60 DAYS AFTER DATE OF FEDERAL REGISTER PUBLICATION].”
 9. In Section 90.210, below the table in Note 4, replace “5.895-5.925 GHz” with “5895-5925 MHz.”
 10. In Paragraph (b) of section 90.370, replace “[insert R&O effective date]” with “[INSERT DATE 60 DAYS AFTER DATE OF FEDERAL REGISTER PUBLICATION]” and replace “[insert date one year after R&O effective date]” with “[INSERT DATE ONE YEAR PLUS 60 DAYS AFTER DATE OF FEDERAL REGISTER PUBLICATION]”.
 11. In Paragraph (a) of section 90.372, replace “[insert sunset date]” with “[INSERT DATE ONE YEAR PLUS 60 DAYS AFTER DATE OF FEDERAL REGISTER PUBLICATION].”
 12. In Paragraph (a) of section 90.379, replace “5895-5905” with “5895-5925.”
 13. In Paragraph (b) of section 90.379 and paragraph (b) of section 95.3189, replace “Federal Communications Commission, 445 12th Street SW, Washington, D.C. 20554” with “address of the FCC’s main office indicated in 47 CFR 0.401(a).”
- The **Proposed Rules** in **APPENDIX B** are corrected as follows:
14. In Paragraph (a) of section 90.379, replace “5905-5925” with “5895-5925.”
 15. In Paragraph (a) of section 95.3179, replace “29” with “-29.”
 16. In Paragraph (b) of section 90.379 and paragraph (b) of section 95.3189, replace “Federal Communications Commission, 445 12th Street SW, Washington, D.C. 20554” with “address of the FCC’s main office indicated in 47 CFR 0.401(a).”

FEDERAL COMMUNICATIONS COMMISSION

Ronald Repasi
Acting Chief,
Office of Engineering and Technology